



Whyte Hirschboeck Dudek S.C.

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July 18, 2011

**VIA FEDEX**

J. Matthew Moore  
Assistant Regional Counsel  
Office of Regional Counsel  
U.S. EPA Region 5 (C-14J)  
77 W. Jackson Blvd.  
Chicago, IL 60604

Re: CERCLA 104(e) Request for Information Relating to Frederick J. Schroeder's  
Association Milwaukee Die Cast Site

Dear Mr. Moore:

This letter is a follow-up to the telephone conversations Nathan Fishbach and I had with you on July 7 and July 8, 2011 and in response to your letter received in our office by email on July 14, 2011.

I write on behalf of the former Co-Trustees of the Frederick J. Schroeder, Jr. 1990 Trust ("1990 Trust"), who, following the death of Frederick J. Schroeder, Jr. ("Mr. Schroeder") on **Exemption 6** were JPMorgan Chase Bank, N.A. ("JPMorgan") and Mr. Schroeder's daughter, Cynthia S. Schaffner ("Ms. Schaffner"). Since the 1990 Trust was administered and fully distributed in 2010, JPMorgan and Ms. Schaffner are referred to with respect to such trust as the "former Co-Trustees."

This is the response of the former Co-Trustees to the EPA's CERCLA 104(e) Request for Information received by us on July 14, 2011. Copies of documents provided in response to the request are referenced herein by letter, and I have enclosed a booklet containing the copies.

**Responses to Your Requests**

**1. A copy of the Last Will & Testament of Frederick J. Schroeder, Jr., along with any documents relating to its filing in the Sheboygan County and Milwaukee County Courts**

Enclosed please find the following:

- A. Copy of my letter dated March 18, 2008 to the Register in Probate of Sheboygan County, Wisconsin and the documents referred to therein, being Mr. Schroeder's Last Will and Testament dated June 28, 1990 and First Codicil thereto dated May 8, 1997.

The reason the documents were filed in Sheboygan County is because that is where Mr. Schroeder was domiciled at his death. The documents were filed as required by Wisconsin Statutes Section 856.05(1) even though no probate proceedings were required.

The above-referenced items were not filed with the Circuit Court of Milwaukee County. As I indicated to you when we spoke by phone on July 7, 2011, the Milwaukee County matter referenced in the Wisconsin Circuit Court Access ("WCCA") website as "Estate of Frederick J. Schroeder, Jr." (Milwaukee County Circuit Court Case No. 2009PR000298) related to a trust reformation proceeding commenced for tax purposes. Why the Clerk of the Circuit Court of Milwaukee County chose to refer to the matter on the WCCA website the way he did is something we do not know; nor do we know why the matter still is shown online as "Open," inasmuch as the only relief requested was granted by an Order dated April 2, 2009, after which there were no further proceedings. As evidence of the nature of the referenced proceeding and the fact that the April 2, 2009 Order was the final disposition of the matter, enclosed is a copy of the following:

Exemption 6

2.

Exemption 6

Exemption 6

Exemption 6

Exemption 6

3. Any information or documents related to the use, purchase, generation, storage, treatment, disposal, or handling of waste at the Milwaukee Die Casting Company facility located at 4132 North Holton Street, Milwaukee, Wisconsin

The former Co-Trustees of the 1990 Trust have informed me that they do not have and have never had any information or documents related to the use, purchase, generation, storage, treatment, disposal, or handling of waste at the Milwaukee Die Casting Company facility located at 4132 North Holton Street, Milwaukee, Wisconsin. The only arguable exception to this is a newspaper article from the Milwaukee Journal Sentinel dated July 13, 2008 that was found online after receiving the EPA's letter of June 20, 2011.

4. Exemption 6

Exemption 6

5. Exemption 6

Exemption 6

Exemption 6

If you have any questions, please contact me. Thank you for your consideration.

Very truly yours,

  
Philip J. Halley

PJH/cas

cc: Nathan A. Fishbach